

TIVERTON TOWN COUNCIL

Regular Meeting: Monday, February 23, 2009 at 7:00 p.m.

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

DATE POSTED: 2-19-09

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

Donald Bollin-President

JoAnne Arruda-Vice President

Hannibal Costa

Louise Durfee

Jay Lambert

Cecil E. Leonard

Edward Roderick

3. APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

4. A. BUSINESS BROUGHT BEFORE THE COUNCIL

CONSENT AGENDA:

- (C.A.) 1. a.** Approval of Minutes from February 9, 2009 Regular Council Meeting
b. Approval of Minutes from January 12, 2009 Regular Council Meeting
c. Approval of Executive Session Minutes from February 9, 2009 Council Meeting

- (C.A.) 2.** Receipt of Minutes from the Following Boards, Commissions
a. Fogland Oversight Committee **d.** Planning Board
b. School Committee **e.** Pocasset Cemetery Commission
c. Historic Cemetery Committee **f.** Harbor & Coastal Waters Mgt

- (C.A.) 3.** Correspondence – Receive and File
a. Received From Bollin Family in Appreciation
b. Received From Weaver's Cove Energy Monthly Status Reports Available on Line and in Clerk's Office
c. Received From Town of Burrillville Resolution in support of Legislation Requiring Utilities to Pay for Relocation of Infrastructure
d. Received From City of East Providence Resolution Supporting Necessary Municipal Tools Contained in FY 2009 Supplemental Budget Proposal

- (C.A.) 4.** Approval of Tax Assessor Abatements

B – PUBLIC HEARING – ADVERTISED

- 1.** TLT, LLC, Harbor Ridge Subdivision – Request Parking Ban be Imposed on the South Side of Hayden Avenue From Utility Pole #3 to the Main Road – Subject to Meeting All Legal Requirements – Request by Attorney Leary to be Removed

C - BOARD OF LICENSING COMMISSIONERS -NON ADVERTISED

1. John Perry, 125 Slades Corner Rd., South Dartmouth, MA – Requests Approval for Renewal of Private Detective License – Subject to Meeting All Legal Requirements
2. Narragansett Electric Co d/b/a National Grid, Providence, RI – Request Renewal of Street Excavator's License – Late Renewal – Subject to Meeting All Legal Requirements

D - APPOINTMENTS & RESIGNATIONS:

1. Arts Council – Susan Mocarski, 488 Neck Rd, Requests Appointment to Expire 6/30/2009
2. Historic Preservation Advisory Board – Stuart Hardy, 162 Colonial Ave, Request Appointment to Expire 6/30/2011
3. Planning Board Administrative Officer
 - a. Recommendation of Tiverton Planning Board
4. Harbor Master – Removed for Advertising

E - UNFINISHED BUSINESS:

1. Councilor Leonard – Update on Establishing Major Council Goals

F – FINANCIAL BUSINESS:

1. Honorable Representative John Loughlin III – Update Regarding Governor's Proposed Budget
2. Town Administrator – Status Report on Fiscal Year 08-09 – State Aid Reductions
3. Town Administrator – Request Council Release Carry Forward From Last Fiscal Year to current Year Arts Council's Account #1-100-665-690 for \$1,636.69
4. Town Administrator/Tax Collector – Request Council Approval of Ten Year Motor Vehicle and Personal Property Taxes
5. Town Administrator/Tax Collector – Request Council Approval of Tax Sale Charges for Property Purchased at Sale by Town of Tiverton

G - NEW BUSINESS:

1. Theresa Burke, Recreation Chair - Requests Permission to Advertise for Summer Recreation Positions
2. S. Berlucchi, DPW Director – Presentation of Required DEM Report by David Cabral, PE of ESS Group
3. Barbara Donnelly, Chair, Board of Trustees Essex Library – Present Overview and Scope of Ongoing Effort to Build New Library
4. Louis Ledoux, Jr./Attorney Leary – Request Council Approval of Public Improvements on Meadow Woods Subdivision Phase 2-Ledoux Lane Extension

- a. Planning Board Memorandum
- 5. Attorney Leary Representing Stone Bridge Fire District and North Tiverton Fire District – Request Council Approval of Resolution in Support of General Assembly Enacting Legislation to Codify Boundaries
- 6. Recreation Commission – Brief the Council on Proposed New Soccer Complex
- 7. Councilor Leonard – Request Web Site Status Report From Town Administrator on Town Internet Site
- 8. Councilor Leonard – Request Status Report From Town Administrator/Town Planner on State Review of Revised Town Comprehensive Plan

H – BIDS AND REQUESTS FOR PROPOSALS

I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

- 1. Councilors Roderick and Lambert – Updating F/Y 2009/10 Budget
 - a. Town Administrator – Distribution of Updated Budget Report F/Y 2009/10

K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS

5. CLOSED EXECUTIVE SESSION

- 1. Town Administrator — 42-46-5(a) (5) – Possible Acquisition or Disposition of Town Held Property
- 2. Town Solicitor – 42-46-5(a)(6)-Prospective Business or Industry Locating in the State of RI When an Open Meeting Would Have a Detrimental Effect on the Interest of the Public
- 3. Town Administrator – 42-46-5(a)(2) – Collective Bargaining AFSCME , Teamsters, IAFF and IBPO
- 4. Town Solicitor - Litigation – 42-46-5(a) (2)

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

- 6. **ADJOURNMENT** Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”

